



ATTORNEY'S DOCKET NO.: 2003080-0083 (SK-943-US)

DECLARATION

As a below named inventor, I hereby declare that:

_____ is attached hereto;

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NOVEL MACROCYCLES AND USES THEREOF

X was filed on August 24, 2001 as Application Serial No. 09/938,754 and amended

the specification of which (I authorize Choate, Hall & Stewart to check one of the following three choices, and fill in the blanks, if applicable):

on		(if applicable); or		
,	was filed as PCT inte	rnational application No.		
		and was amended under PCT A	rticle 19)
on		(if applicable).		
•		ewed and understood the conters amended by any amendment i		
		isclose information which is ma itle 37, Code of Federal Regula		
foreign applicat below any forei	ion(s) for patent or in	y benefits under Title 35, Unite eventor's certificate listed below tent or inventor's certificate hav s claimed:	and ha	ve also identified
Prior Foreign A	Application(s):	·		
(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No
(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT international application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)
(Application Serial No.)	(filing date)	(status-patented, pending, abandoned)
PCT Applications desi	gnating the United Sta	tes:
(PCT Appl. No.)	(U.S.S.N.)	(status-patented, pending, abandoned)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national filing date of this application.

Provisional Application(s):

60/228,277	August 25, 2000
(Application Serial No.)	(filing date)
60/304,553	July 11, 2001
(Application Serial No.)	(filing date)

Full name of first inventor Samuel J. Danishefsky
Inventor's signature Date: Feb 19 2002
Residence 22 Brayton Street, Englewood, New Jersey 07631 US
Citizenship US
Post Office Address Same
•
Full name of second inventor Robert M. Garbaccio
Inventor's signatureDate:
Residence 133 Addison Lane, Lansdale, Pennsylvania 19446 US
Citizenship US
Post Office Address Same
Full name of third inventor <u>Daniel K. Baeschlin</u>
Inventor's signatureDate:
Residence In der Schappe 141, CH-4144, Arlesheim, Switzerland
Citizenship CH
Post Office Address Same
Full name of fourth inventor Shawn J. Stachel
Inventor's signatureDate:
Residence 422 Longleaf Drive, Perkasie, Pennsylvania 18944 US
Citizenship US
Post Office Address Same
Full name of fifth inventor David Solit
Inventor's signature Date: 2(12/02
Residence 450 E. 63 rd Street, Apt. 4L, New York, New York 10021 US
Citizenship US
Post Office Address Same

Full name of sixth inventor Neal Rosen		
Inventor's signature Mf	_Date:_	2/7/08
Residence 171 Jones Road, Englewood, NJ 07631	US	
Citizenship US		
Post Office Address <u>Same</u>	·· -	

Ŋ



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Inventor's signatureDate:				
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Post Office Address Same				
Full name of fifth inventor David Solit				
Inventor's signatureDate:				
Residence 450 E. 63 rd Street, Apt. 4L, New York, New York 10021 US				
Citizenship US				
Post Office Address Same				

Full name of sixth inventor Neal Rosen		_
Inventor's signature	Date:	
Residence 171 Jones Road, Englewood, N.	J 07631 US	
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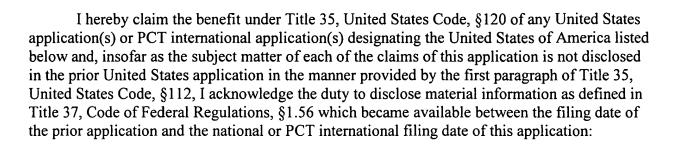
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this application	in accordance with T	itle 37, Code of Federal Regula	tions, §	1.56.	
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(Number)	(Country)	(Day/Month/Year/Filed)	Yes	No	
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Inventor's signatureDate:
Residence 133 Addison Lane, Lansdale, Pennsylvania 19446 US
Citizenship US
Post Office Address Same
Full name of third inventor Daniel K. Baeschlin
Inventor's signature 1. Mischel Date: 6th February 2002
Residence In der Schappe 141, CH-4144, Arlesheim, Switzerland
Citizenship CH
Post Office Address Same
Full name of fourth inventor Shawn J. Stachel
Inventor's signatureDate:
Residence 422 Longleaf Drive, Perkasie, Pennsylvania 18944 US
Citizenship US
Post Office Address Same
Full name of fifth inventor <u>David Solit</u>
Inventor's signatureDate:
Residence 450 E. 63 rd Street, Apt. 4L, New York, New York 10021 US
Citizenship US
Post Office Address Same

Full name of sixth inventor Neal Rosen	- ·
Inventor's signature	_Date:
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Citizenship <u>US</u>	
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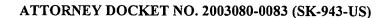
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Inventor's signatureDate:
Residence In der Schappe 141, CH-4144, Arlesheim, Switzerland
Citizenship CH
Post Office Address Same
Full name of fourth inventor Shaven J. Stachel
Inventor's signature Date: 7 Feb 2000
Residence 422 Longleaf Drive, Perkasie, Pennsylvania 18944 US
Citizenship US
Post Office Address Same
Full name of fifth inventor <u>David Solit</u>
Inventor's signatureDate:
Residence 450 E. 63 rd Street, Apt. 4L, New York, New York 10021 US
Citizenship US
Post Office Address Same

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1	

Full name of sixth inventor Neal Rosen		_
Inventor's signature	Date:	
Residence 171 Jones Road, Englewood,	NJ 07631 US	_
Citizenship <u>US</u>		
Post Office Address Same		



ASSIGNMENT

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Samuel J. Danishefsky** of Englewood, NJ; **Robert M. Garbaccio** of Lansdale, PA; **Daniel K. Baeschlin** of Arlesheim, Switzerland; **Shawn J. Stachel** of Perkasie, PA; **David Solit** of New York, NY; and **Neal Rosen** of Englewood, NJ hereby

Sell, assign and transfer to Sloan-Kettering Institute for Cancer Research a non-profit organization having offices at 1275 York Avenue, New York, NY, 10021 and its successors, assigns and legal representatives, all hereinafter referred to as the ASSIGNEE, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the provisional application filed August 24, 2001, Serial No. 09/938,754, entitled "Novel Macrocycles and Uses Thereof" and in and to said application, and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Agree that said ASSIGNEE may apply for and receive Letters Patent for said inventions in its own name; and when requested, without charge to but at the expense of said ASSIGNEE, agree to carry out in good faith the intent and purpose of this assignment by executing all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said ASSIGNEE all facts known to us relating to said inventions and the history thereof, and generally by doing everything possible which said ASSIGNEE shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said ASSIGNEE.

Hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

IN WITNESS WHEREOF, this 19 day of Labour

Address

N WITNESS WHEREOF, this	day of	, 2001.
		Daniel K. Baeschlin
:		
Vitness	_	Date
Address	= 	
Vitness		Date
w tuicss	<u> </u>	Dute
Address	_	
IN WITNESS WHEREOF, this	day of	, 2001.
		Shawn J. Stachel
Vitness		Date
Address		
Witness		Date
	_	•
Address		

IN WITNESS WHEREOF, this	1212 day of	February, 20082
		Des
11 11		David Solit
I have woluses	1	2/12/02
Julien oursen 318 Levinsoh	7)1	Date
Phylewood NSO16	3/	
Address	-	
Vea tinck	·	2/12/02
Witness		Date
45 Fowoklyn Avenu West Hempstend, N	<u>y</u> 11552	•
Address	}	
		•
IN WITNESS WHEREOF, this	7 H day of	February 20012
		MU
		Neal Rosen
Choulew Johns	021	2/7/07
Witness		Date
Witness 318 Ceu 1155h P	<u> (2</u> /	
Address		
Verattirck		2/07/02
Witness / Witnes		Date
	622	
Address		





ATTORNEY DOCKET NO. 2003080-0083 (SK-943-US)

ASSIGNMENT

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Sell, assign and transfer to Sloan-Kettering Institute for Cancer Research a non-profit organization having offices at 1275 York Avenue, New York, NY, 10021 and its successors, assigns and legal representatives, all hereinafter referred to as the ASSIGNEE, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the provisional application filed August 24, 2001, Serial No. 09/938,754, entitled "Novel Macrocycles and Uses Thereof" and in and to said application, and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

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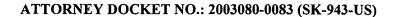
Hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

IN WITNESS WHEREOF, this	day of	, 2001.
		·
		Samuel J. Danishefsky
	_	
Witness		Date
Address	_	
Witness	_	Date
	<u> </u>	
Address		
	,	
IN WITNESS WHEREOF, this	day of	FEBRUARY, 2001.
		MH Celes
		Robert M. Garbaccio
Gol Tuslers	_	Feb 7,2002
Witness 131 Church Rd #10-K North Wales PA 19454	_	Date
Address		
Unglidsex Witness	_	7-FEB-2003 Date
201A 3 Mile Run Rood Sellembille PA 18960 Address		Date .

IN WITNESS WHEREOF, this	day of	, 2001.
	•	
		Daniel K. Baeschlin
Witness	_	Date
Address	·	·
Address		
Witness	_	Date
Address		
IN WITNESS WHEREOF, this	day of	, 2001.
		Shawn J. Stachel
	•	
Witness	·	Date
Address		
Witness		Date
Address	 ·	

IN WITNESS WHEREOF, this	day of	, 2001.
		David Solit
Witness	<u></u>	Date
Address		
Witness	_	Date
Address		
IN WITNESS WHEREOF, this	day of	, 2001.
•		Neal Rosen
Witness		Date
Address		
Witness		Date
Address	 	•





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

Danishefsky et al.

Examiner

Serial No.

09/938,754

Art Unit

1651

Filed

For

August 24, 2001

Novel Macrocyles and Uses Thereof

BOX MISSING PARTS ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

Sir:

APPOINTMENT OF ATTORNEY

The undersigned hereby appoints Sam Pasternack, Registration No. 29,576; Brenda Herschbach Jarrell, Registration No. 39,223; Kevin M. Tormey, Registration No. 41,351; Karoline K. M. Shair, Registration No. 44,332; Elizabeth Nugent, Registration No. 43,839. Valarie B. Rosen, Registration No. 45,698; Anne Marie Dinius, Registration No. 45,592; C. Hunter Baker, Registration No. 46,533; Monica R. Gerber, Registration No. 46,724; Elijah Cocks, Registration No. 47,499; and John A. Hamilton, III, Reg. No. 48,946, as its attorneys and agents for prosecution of matters relating to the above-identified patent application and to conduct all business in the United States Patent and Trademark Office.

All correspondence should be sent to Karoline K.M. Shair, Ph.D., Choate, Hall & Stewart, Exchange Place, 53 State Street, Boston, Massachusetts 02109.

Respectfully submitted,

Namé:

Title: Senior Vice President, Research Resources Management

On behalf of Sloan-Kettering Institute for Cancer Research



ATTORNEY DOCKET NO.: 2003080-0083 (SK-943-US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Danishefsky et al.

Examiner

Serial No.

09/938,754

Art Unit

1651

Filed

August 24, 2001

For

Novel Macrocyles and Uses Thereof

BOX MISSING PARTS

ASSISTANT COMMISSIONER FOR PATENTS

WASHINGTON, D.C. 20231

Sir:

WRITTEN ASSERTION OF SMALL ENTITY STATUS UNDER 37 CFR §1.27(a)(3) **NON-PROFIT ORGANIZATION**

The undersigned hereby asserts entitlement to small entity status as a non-profit organization under 37 CFR §1.27(a)(3) on behalf of Sloan-Kettering Institute for Cancer Research.

This assertion is made on the ground that Sloan-Kettering Institute for Cancer Research is either:

- (a) a university or other institution of higher education located in any country;
- an organization of the type described in section 501(c)(3) of the Internal Revenue Code of 1986 (26 USC §501(c)(3)) and exempt from taxation under section 501(a) of the Internal Revenue Code (26 USC §501(a));
- any nonprofit scientific or educational organization qualified under a nonprofit organization statute of a state of this country (35 USC §201(i)); or
- any nonprofit organization, located in a foreign country, that would qualify as a nonprofit organization under paragraphs (b) or (c) above if it were located in this country, and has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the above-referenced patent application to any party who does not qualify for small entity status either as a person, a small business concern, or a nonprofit organization under 37 CFR §1.27.

Respectfully Submitted,

Marne: James S. Quirk

Senior Vice President, Research Resources Management Title:

Date:

CHOATE, HALL & STEWART 53 State Street

Exchange Place Boston, MA 02109 Phone: (617) 248-5000 Fax: (617) 248-4000

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Sell, assign and transfer to Sloan-Kettering Institute for Cancer Research a non-profit organization having offices at 1275 York Avenue, New York, NY, 10021 and its successors, assigns and legal representatives, all hereinafter referred to as the ASSIGNEE, the entire right, title and interest for the United States and all foreign countries, in and to any and all inventions which are disclosed in the provisional application filed August 24, 2001, Serial No. 09/938,754, entitled "Novel Macrocycles and Uses Thereof" and in and to said application, and all divisional, continuing, substitute, renewal, reissue and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on any of said inventions; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on said inventions including the right to apply for patent rights in each foreign country and all rights to priority.

Agree that said ASSIGNEE may apply for and receive Letters Patent for said inventions in its own name; and when requested, without charge to but at the expense of said ASSIGNEE, agree to carry out in good faith the intent and purpose of this assignment by executing all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all said inventions, by executing all rightful oaths, assignments, powers of attorney and other papers, by communicating to said ASSIGNEE all facts known to us relating to said inventions and the history thereof, and generally by doing everything possible which said ASSIGNEE shall consider desirable for aiding in securing and maintaining proper patent protection for said inventions and for vesting title to said inventions and all applications for patents and all patents on said inventions, in said ASSIGNEE.

Hereby request the Honorable Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

N WITNESS WHEREOF, this		•
		Samuel J. Danishefsky
Witness		Date
		
Address		
Witness	·	Date
Address		
IN WITNESS WHEREOF, this	day of	, 2001.
		Robert M. Garbaccio
Witness	<u>.</u>	Date
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IN WITNESS WHEREOF, this6	day of	ebillay, 2001.
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A CO	•	Daniel K. Baeschlin
Jean-Philippe SURIVET		CH TO
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IN WITNESS WHEREOF, this	day of	, 2001.
		Shawn J. Stachel
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	•	Neal Rosen
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ATTORNEY DOCKET NO. 2003080-0083 (SK-943-US)

ASSIGNMENT

In consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned **Samuel J. Danishefsky** of Englewood, NJ; **Robert M. Garbaccio** of Lansdale, PA; **Daniel K. Baeschlin** of Arlesheim, Switzerland; **Shawn J. Stachel** of Perkasie, PA; **David Solit** of New York, NY; and **Neal Rosen** of Englewood, NJ hereby

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IN WITNESS WHEREOF, this	day of	, 2001.
		Robert M. Garbaccio
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IN WITNESS WHEREOF, this	day of	, 2001.
		Daniel K. Baeschlin
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IN WITNESS WHEREOF, this	en day of	February 2001.
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		Shawn J. Stachel
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IN WITNESS WHEREOF, this	day of	, 2001.
		David Solit
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IN WITNESS WHEREOF, this	day of	, 2001.
		Neal Rosen
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